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**\*ORDER E-FILED: 05/10/2007\***

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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

BAOYONG SUN,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary  
 of the Department of Homeland Security;  
 CONDOLEEZA RICE, Secretary of State;  
 EMILIO T. GONZALEZ, Director,  
 U.S. Citizenship and Immigration Services;  
 GERARD HEINAUER, Director,  
 USCIS Nebraska Service Center;  
 JOSEPH P. MARTIN, Officer in Charge,  
 USCIS Beijing Office,

Defendants.

No. C 07-1254 HRL

**STIPULATION TO EXTEND DATES;  
 and ~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys  
 of record, hereby stipulate, subject to the approval of the Court, to the following:

1. Plaintiff filed this action on or about March 2, 2007, and Defendants' Answer is currently  
 due on May 4, 2007.

2. Pursuant to this Court's May 2, 2007 Order Setting Initial Case Management Conference,  
 the parties are required to file a joint case management statement on May 29, 2007, and attend a

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case management conference on June 5, 2007.

3. In order to allow sufficient time for USCIS to consider an alternative resolution to this case and/or Answer and prepare a joint case management statement, the parties hereby respectfully ask this Court to extend the dates in the Court's scheduling order as follows:

Defendants' Answer:	June 5, 2007
Last day to file Joint ADR Certification:	June 19, 2007
Last day to file/serve Joint Case Management Statement:	July 3, 2007
Case Management Conference:	July 10, 2007 at 1:30 p.m.

Dated: May 4, 2007

Respectfully submitted,

SCOTT N. SCHOOLS  
United States Attorney

/s/  
\_\_\_\_\_  
ILA C. DEISS  
Assistant United States Attorney  
Attorney for Defendants

Dated: May 4, 2007

/s/  
\_\_\_\_\_  
JUSTIN X. WANG  
Attorney for Plaintiff

### ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: May 10, 2007

  
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HOWARD R. LLOYD  
United States Magistrate Judge